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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

AEVOE CORP., a California corporation,

Plaintiff,

vs.

SHENZHEN MEMBRANE PRECISE
ELECTRON LTD., a China corporation,

Defendant.

Case No. 2:12-cv-00054-GMN-PAL

AMENDED TEMPORARY
RESTRAINING ORDER

On January 12, 2012, the Court granted plaintiff Aevoe Corp.'s ("Aevoe") Temporary Restraining Order, Seizure and Impoundment Order, and an Order to Show Cause for a Preliminary Injunction ("TRO") against defendant Shenzhen Membrane Precise Electron Ltd. ("Shenzhen Membrane"), which, among other things, temporarily restrained Shenzhen

1 Membrane and its agents from (1) practicing or otherwise using U.S. Patent No. 8,044,942
2 (“‘942 Patent”), or any reproduction, counterfeit, copy, or colorable imitation of the same
3 (including the Membrane products) (collectively, the “Infringing Goods”), and (2) transferring
4 moving, returning, destroying, or otherwise disposing of any Infringing Goods except as
5 otherwise stated therein.

6 On January 23, 2012, the Court held the scheduled preliminary injunction hearing, and
7 having considered the arguments of counsel, together with the Complaint, Memorandum of
8 Law, Opposition and Reply Memorandum, along with the declarations and exhibits submitted
9 therewith, finds and concludes as follows:

10 1. Aevoe is likely to succeed in showing that Shenzhen Membrane has infringed
11 and is continuing to infringe the ‘942 Patent, and that Shenzhen Membrane has manufactured,
12 imported and offered for sale goods infringing upon the ‘942 Patent, specifically including,
13 without limitation, the “Membrane” and “Memshield” touch-screen protector products that are
14 characterized by a spacer on the perimeter of the protective screen sufficient to form an
15 enclosed air space between the transparent window of the protector and the touch-screen
16 portion of the device on which it is installed (collectively, “Infringing Goods”). This Amended
17 Temporary Restraining Order does not include Shenzhen Membrane products that do not fit
18 within the product description set forth in this paragraph.

19 2. The making, use, importation, offer for sale, and/or sale of the Infringing Goods
20 will result in immediate and irreparable injury to Aevoe in the form of loss of income, loss of
21 goodwill, dilution and lessening of the value of the ‘942 Patent, and interference with Aevoe’s
22 ability to exploit its ‘942 Patent and exclude others from using its patent, if the requested
23 restraint is not ordered.

24 3. The harm to Aevoe in denying the requested restraint outweighs the harm to the
25 legitimate interests of Shenzhen Membrane from granting such an order.

26 4. It appears to the Court that Shenzhen Membrane is manufacturing, importing,
27 offering for sale, and/or selling Infringing Goods and will continue to carry out such acts unless
28 restrained by Order of the Court.


AMENDED TEMPORARY RESTRAINING ORDER

IT IS HEREBY ORDERED THAT, pending a decision by the Court on Aevoe's application for a preliminary injunction, Shenzhen Membrane, its agents, servants, employees, confederates, attorneys, and any persons acting in concert or participation with them, or having knowledge of this Order by personal service or otherwise be, and hereby are, immediately and temporarily restrained from (1) practicing, making, using, importing, offering for sale and/or selling the invention described in U.S. Patent No. 8,044,942, or any reproduction, counterfeit, copy, or colorable imitation of the same, specifically including, without limitation, the "Membrane" and "Memshield" products described in Paragraph 1, above, and (2) transferring, moving, returning, destroying, or otherwise disposing of any Infringing Goods.

IT IS FURTHER ORDERED THAT, in light of the \$10,000.00 bond posted by Aevoe on January 13, 2012, no additional security is required of Aevoe.

IT IS FURTHER ORDERED THAT this Amended Restraining Order shall remain in effect until midnight on February 9, 2012.

IT IS SO ORDERED this 24th day of January, 2012 at 9:30 a.m.



Gloria M. Navarro
United States District Judge

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17 LVDOCS-#242930-v3

REVIEWED AND APPROVED BY:

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